

0 385-201 2/1/98

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CONTINUATION APPLICATION UNDER
37 C.F.R. §1.62

70303 U.S. PTO
06/10/97

67477 U.S. PTO
08/872349
06/10/97

#13
filed
1/14/98

Prior Application)

Serial No. 08/402,199)
Filed: March 10, 1995)
Examiner: E. Cosimano)
Art Unit: 2414)

Commissioner of Patents and Trademarks
BOX FWC
Washington, D.C. 20231

Dear Sir:

This is a request for filing a continuation application under 37 C.F.R. §1.62 of prior application Serial No. 08/402,199, filed on March 10, 1995, entitled "FLUID DELIVERY CONTROL NOZZLE" by the following named inventor(s):

Full Name of Inventor: Michael C. Ryan
Residence and Citizenship: Mitchellville, Iowa
United States of America
Post Office Address: 118 Center Avenue North
Mitchellville, Iowa 50169

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

- [X] 1. The Commissioner is hereby authorized to charge fees under 37 C.F.R. §1.16 to §1.18 which may be required, or credit any overpayment to Deposit Account No. 12-2250. A duplicate of this transmittal is attached.
- [] 2. Enter the amendment previously filed on _____, under 37 C.F.R. §1.116 but unentered in the prior application.

- 08/402,199
- ☐ 3. A preliminary amendment is enclosed herewith.
 - ☒ 4. A check in the amount of \$385.00 is enclosed for the filing fee calculated on the basis of 6 total claims and 2 independent claims as amended at 2 and 3 above.
 - ☐ 5. A new oath or declaration is enclosed since this application is a continuation-in-part application which discloses and claims additional matter.
 - ☒ 6. A Verified Statement that this filing is by a small entity was filed in the parent application and status as a small entity is still proper and desired.
 - ☒ 7. Amend the specification by inserting before the first line the sentence:

B1
This application is a continuation application of Serial No. 08/402,199, filed March 10, 1995, now abandoned.

- 08/402,199
- ☐ 8. Priority of application Serial No. _____, filed on _____, in _____ is claimed under 35 U.S.C. § 119.
 - ☐ 9. The prior application is assigned of record to _____.
 - ☒ 10. The power of attorney in the prior application is to Kent A. Herink, Brian J. Laurenzo, and Michael C. Gilchrist, The Financial Center, 666 Walnut Street, Suite 2500, Des Moines, Iowa 50309; telephone (515) 288-2500.
 - ☐ 11. Also enclosed: Copy of a Petition for a three-month Extension of Time for response filed concurrently in the prior application (Serial No. 08/402,199), with fee of \$465.

Address all future communications to:

Kent A. Herink, Esq.
Davis, Brown, Koehn, Shors & Roberts, P.C.
The Financial Center
666 Walnut Street, Suite 2500
Des Moines, Iowa 50309

It is understood that secrecy under 35 U.S.C. §122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. §1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Date: June 11, 1997

Kent A. Herink

Kent A. Herink, Registration No. 31,025 ³⁹⁵

Brian J. Laurenzo, Registration No. 34,207 ²³⁴

Michael C. Gilchrist, Registration No. P40,619 ²¹⁵

DAVIS, BROWN, KOEHN, SHORS
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ATTORNEYS FOR APPLICANT

CERTIFICATE OF EXPRESS MAIL UNDER

37 CFR 1.10

"Express Mail" mailing label number EM 446206599US

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to:

COMMISSIONER OF PATENTS AND TRADEMARKS

BOX FWC

WASHINGTON, D.C. 20231

Date: June 11, 1997

By: Margaret L. Edwards
Margaret L. Edwards